

1 [Declaration of Emergency Contract - South Fork Adit – Not to Exceed \$115,250]

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3 **Resolution approving Declaration of Emergency construction contract of an amount**
4 **not-to-exceed \$115,250 to address a rockslide near South Fork Adit.**

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6 WHEREAS, Property of the San Francisco Public Utilities Commission's Hetch Hetchy
7 Water and Power System was impacted by a rockslide of approximately 400 cubic yards near
8 South Fork Adit; and

9 WHEREAS, The General Manager of the San Francisco Public Utilities Commission
10 declared an emergency and approved work to address the rockslide to ensure public safety
11 and maintain roadway availability to critical operating sites by a letter dated April 30, 2012 and
12 approved by the President of the Commission; and

13 WHEREAS, On May 22, 2012, the San Francisco Public Utilities Commission approved
14 resolution #12-0086 ratifying the Declaration of Emergency cited in the letter dated April 30,
15 2012; and,

16 WHEREAS, The Human Rights Commission (HRC) granted an emergency waiver of
17 the subcontracting goals pursuant to Chapter 14.A.12.2 of the San Francisco Administrative
18 Code; and

19 WHEREAS, Approval of an emergency contract for this repair work would be in
20 accordance with the provisions of Chapter 6, Article IV, Section 6.60(D) of the Administrative
21 Code of the City and County of San Francisco and established SFPUC procedures; and

22 WHEREAS, San Francisco Administrative Code, Chapter 6, Article IV, section 6.60,
23 authorizes department heads responsible for public work to award an emergency contract,
24 exempt from the competitive bidding process, in the event of an actual emergency which
25 includes, ". . . The breakdown or imminent breakdown of any plant, equipment, structure,

1 street or public work necessitating immediate emergency repair or reconditioning to safeguard
2 the lives or property of the citizens; or the property of the City and County; or to maintain the
3 public health or welfare;" and,

4 WHEREAS, The construction contract Notice-To-Proceed date was set for May 4,
5 2012, with an original schedule of 100 consecutive calendar days and the contract is
6 scheduled to end on August 12, 2012; and

7 WHEREAS, The estimated contract amount is for a not-to-exceed amount of \$115,250;
8 and

9 WHEREAS, The Controller has certified that the not-to-exceed amount of funds are
10 available for the construction work done in response to this emergency situation; now,
11 therefore, be it

12 RESOLVED, That this Board of Supervisors hereby approves the Declaration of
13 Emergency made by the General Manager of the San Francisco Public Utilities Commission,
14 dated April 30, 2012, and approved by the President of the Commission, for a construction
15 contract of an amount not-to-exceed \$115,250 to address a rockslide near South Fork Adit.

17 RECOMMENDED:

FUNDS AVAILABLE:

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Ed Harrington
General Manager
San Francisco Public Utilities Commission

Controller

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